

# EXHIBIT A

**U.S. DISTRICT COURT**  
**U.S. District Court, Western District of New York (Buffalo)**  
**CIVIL DOCKET FOR CASE #: 1:22-cv-00695-JLS**

Christian, et al., v. James, et al.  
Assigned to: Hon. John L. Sinatra, Jr.  
Related Case: [1:22-cv-00771-JLS](#)  
Cause: 42:1983 Civil Rights Act

Date Filed: 09/13/2022  
Jury Demand: Defendant  
Nature of Suit: 950 Constitutional - State Statute  
Jurisdiction: Federal Question

**Plaintiff**

**John Boron**

*TERMINATED: 09/29/2022*

represented by **David H. Thompson**  
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**John W. Tienken**

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*TERMINATED: 07/10/2023*  
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**Plaintiff**

**Brett Christian**

represented by **David H. Thompson**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Nicolas J. Rotsko**  
(See above for address)  
*LEAD ATTORNEY*  
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**Peter A Patterson**  
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**John W. Tienken**  
(See above for address)  
*TERMINATED: 07/10/2023*

*PRO HAC VICE*

**Plaintiff**

**Firearms Policy Coalition, Inc.**

represented by **David H. Thompson**  
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*LEAD ATTORNEY*  
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*ATTORNEY TO BE NOTICED*

**Nicolas J. Rotsko**  
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**Peter A Patterson**  
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**Peter A. Patterson**  
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**John W. Tienken**  
(See above for address)  
*TERMINATED: 07/10/2023*  
*PRO HAC VICE*

**Plaintiff**

**Second Amendment Foundation**

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*ATTORNEY TO BE NOTICED*

**Nicolas J. Rotsko**  
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**John W. Tienken**  
(See above for address)  
*TERMINATED: 07/10/2023*  
*PRO HAC VICE*

V.

**Defendant**

**Steven G. James**  
*in his official capacity as Superintendent of  
the New York State Police*

represented by **James M. Thompson**  
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**Defendant**

**Michael J. Keane**  
*in his official capacity as District Attorney  
for the County of Erie, New York*

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**LEAD ATTORNEY**  
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**Amicus**

**Everytown for Gun Safety**

represented by **William James Taylor , Jr.**  
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| Date Filed | #                        | Docket Text   |
|------------|--------------------------|---|
| 09/13/2022 | <u><a href="#">1</a></u> | COMPLAINT against All Defendants \$ 402 receipt number ANYWDC-4673461, filed by SECOND AMENDMENT FOUNDATION, John Boron, FIREARMS POLICY COALITION, INC., Brett Christian. (Attachments: # <u><a href="#">1</a></u> Exhibit Exhibit A, # <u><a href="#">2</a></u> Civil Cover Sheet)(Rotsko, Nicolas) (Entered: 09/13/2022) |
| 09/13/2022 | <u><a href="#">2</a></u> | Original Summons Filed. (Rotsko, Nicolas) (Entered: 09/13/2022)   |
| 09/13/2022 | <u><a href="#">3</a></u> | Original Summons Filed. (Rotsko, Nicolas) (Entered: 09/13/2022)   |
| 09/13/2022 |                          | Case Assigned to Hon. William M. Skretny. Notification to Chambers of on-line civil case opening. (TMK) (Entered: 09/13/2022)   |
| 09/13/2022 |                          | AUTOMATIC REFERRAL to Mediation The ADR Plan is available for download at <a href="http://www.nywd.uscourts.gov/alternative-dispute-resolution">http://www.nywd.uscourts.gov/alternative-dispute-resolution</a> . (TMK) (Entered: 09/13/2022)   |

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| 09/13/2022 |                    | Notice of Availability of Magistrate Judge: A United States Magistrate of this Court is available to conduct all proceedings in this civil action in accordance with 28 U.S.C. 636c and FRCP 73. The Notice, Consent, and Reference of a Civil Action to a Magistrate Judge form (AO-85) is available for download at <a href="http://www.uscourts.gov/services-forms/forms">http://www.uscourts.gov/services-forms/forms</a> . (TMK) (Entered: 09/13/2022)   |
| 09/13/2022 | <a href="#">4</a>  | Summons Issued as to Kevin P. Bruen, John J. Flynn. (TMK) (Entered: 09/13/2022)   |
| 09/15/2022 | 5                  | TEXT ORDER -- IT HEREBY IS ORDERED, that the Clerk of Court TRANSFER this case to the Honorable John L. Sinatra, Jr., United States District Judge, as a related case to 22-CV-541-JLS, over which he presides. SO ORDERED. Issued by William M. Skretny, United States District Judge on 9/15/2022. (JCM)<br><br><b>Clerk to Follow up</b> (Entered: 09/15/2022)   |
| 09/15/2022 |                    | Case Reassigned to Hon. John L. Sinatra, Jr. Hon. William M. Skretny no longer assigned to the case. (TMK) (Entered: 09/15/2022)  |
| 09/15/2022 | 6                  | NOTICE: All parties are expected to comply with Judge Sinatra's individual requirements set forth in the "Judges' Info" section of the Court's website. Business organization parties should pay particular attention to the tab relating to such parties. (KLH) (Entered: 09/15/2022)  |
| 09/16/2022 | <a href="#">7</a>  | MOTION to appear pro hac vice <i>Peter A. Patterson</i> ( Filing fee \$ 200 receipt number ANYWDC-4676445.) by John Boron, Brett Christian, Firearms Policy Coalition, Inc., Second Amendment Foundation. (Attachments: # <a href="#">1</a> Sponsoring Affidavit, # <a href="#">2</a> Petition for Pro Hac of Peter A. Patterson, # <a href="#">3</a> Attorney's Oath, # <a href="#">4</a> WDNY Civility Principles Oath, # <a href="#">5</a> Registration Form)(Rotsko, Nicolas) (Entered: 09/16/2022) |
| 09/16/2022 | <a href="#">8</a>  | MOTION to appear pro hac vice <i>David H. Thompson</i> ( Filing fee \$ 200 receipt number ANYWDC-4676465.) by John Boron, Brett Christian, Firearms Policy Coalition, Inc., Second Amendment Foundation. (Attachments: # <a href="#">1</a> Sponsoring Affidavit, # <a href="#">2</a> Petition for Pro Hac of David H. Thompson, # <a href="#">3</a> Attorney's Oath, # <a href="#">4</a> WDNY Civility Principles Oath, # <a href="#">5</a> Registration Form)(Rotsko, Nicolas) (Entered: 09/16/2022)   |
| 09/16/2022 | <a href="#">9</a>  | MOTION to appear pro hac vice <i>John W. Tienken</i> ( Filing fee \$ 200 receipt number ANYWDC-4676475.) by John Boron, Brett Christian, Firearms Policy Coalition, Inc., Second Amendment Foundation. (Attachments: # <a href="#">1</a> Sponsoring Affidavit, # <a href="#">2</a> Petition for Pro Hac of John W. Tienken, # <a href="#">3</a> Attorney's Oath, # <a href="#">4</a> WDNY Civility Principles Oath, # <a href="#">5</a> Registration Form)(Rotsko, Nicolas) (Entered: 09/16/2022)       |
| 09/16/2022 | <a href="#">10</a> | AFFIDAVIT of Service for Summons & Complaint served on John J. Flynn on 09/16/2022, filed by John Boron, Brett Christian, Firearms Policy Coalition, Inc., Second Amendment Foundation. (Rotsko, Nicolas) (Entered: 09/16/2022)   |
| 09/19/2022 |                    | ATTENTION CORPORATION PLAINTIFFS/DEFENDANTS: Pursuant to Fed. R. Civ. P.7.1(b) and/or General Order No. 157 In the Matter of Disclosure of Members, Shareholders, Partners, and Leaders of Business Organization Parties, all Corporate Disclosure Statements are to be filed within seven (7) days of this notice. (KM) (Entered: 09/19/2022)  |
| 09/19/2022 | 11                 | TEXT ORDER granting <a href="#">7</a> MOTION to appear pro hac vice. SO ORDERED. Issued by Hon. John L. Sinatra, Jr. on 9/19/22. (MEM)  |

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|            |                    | <a href="#">Clerk to Follow up</a> (Entered: 09/19/2022)   |
| 09/19/2022 | 12                 | TEXT ORDER granting <a href="#">8</a> Motion to appear pro hac vice. SO ORDERED. Issued by Hon. John L. Sinatra, Jr. on 9/19/22. (MEM)<br><br><a href="#">Clerk to Follow up</a> (Entered: 09/19/2022)   |
| 09/19/2022 | 13                 | TEXT ORDER granting <a href="#">9</a> Motion to appear pro hac vice. SO ORDERED. Issued by Hon. John L. Sinatra, Jr. on 9/19/22. (MEM)<br><br><a href="#">Clerk to Follow up</a> (Entered: 09/19/2022)   |
| 09/19/2022 | <a href="#">14</a> | AFFIDAVIT of Service for Summons and Complaint served on Kevin P. Bruen on 9/16/2022, filed by John Boron, Brett Christian, Firearms Policy Coalition, Inc., Second Amendment Foundation. (Rotsko, Nicolas) (Entered: 09/19/2022)  |
| 09/20/2022 | <a href="#">15</a> | Corporate Disclosure Statement by Firearms Policy Coalition, Inc.. (Rotsko, Nicolas) (Entered: 09/20/2022)   |
| 09/20/2022 | <a href="#">16</a> | Corporate Disclosure Statement by Second Amendment Foundation. (Rotsko, Nicolas) (Entered: 09/20/2022)   |
| 09/28/2022 | <a href="#">17</a> | NOTICE of Voluntary Dismissal by John Boron (Thompson, David) (Entered: 09/28/2022)  |
| 09/28/2022 | <a href="#">18</a> | MOTION to Amend/Correct <i>Case Caption and Short Title</i> by Brett Christian, Firearms Policy Coalition, Inc., Second Amendment Foundation. (Attachments: # <a href="#">1</a> Text of Proposed Order)(Thompson, David) (Entered: 09/28/2022)   |
| 09/28/2022 | <a href="#">19</a> | MOTION for Preliminary Injunction by Brett Christian, Firearms Policy Coalition, Inc., Second Amendment Foundation. (Attachments: # <a href="#">1</a> Memorandum in Support, # <a href="#">2</a> Exhibit A - Local Rule 65 Witness List, # <a href="#">3</a> Exhibit B - Complaint, # <a href="#">4</a> Exhibit C - Declaration of Brett Christian, # <a href="#">5</a> Exhibit D - Declaration of Brandon Combs, # <a href="#">6</a> Exhibit E - Declaration of Alan Gottlieb, # <a href="#">7</a> Exhibit F - Stickley v. City of Winchester, CL21-206 (Va Cir. Ct. Sept. 27, 2022), # <a href="#">8</a> Text of Proposed Order) (Thompson, David) (Entered: 09/28/2022) |
| 09/29/2022 | 20                 | TEXT ORDER re <a href="#">19</a> Motion for Preliminary Injunction. The parties are ordered to appear for a status conference on October 3, 2022, at 3:30 PM for scheduling purposes. Plaintiffs are ordered to serve their motion papers and this Text Order upon Defendants in accordance with the applicable rule(s) of service such that Defendants are on notice by September 30, 2022. Plaintiffs are to file proof of service by October 3, 2022, at 12:00 PM. SO ORDERED. Issued by Hon. John L. Sinatra, Jr. on 9/29/2022. (KLH) (Entered: 09/29/2022)  |
| 09/29/2022 | 21                 | TEXT ORDER granting <a href="#">18</a> Motion Amend/Correct Case Caption and Short Title. The Clerk is directed to amend the caption in this action to be as follows: BRETT CHRISTIAN, FIREARMS POLICY COALITION, INC., and SECOND AMENDMENT FOUNDATION, Plaintiffs, v. KEVIN P. BRUEN, in his official capacity as Superintendent of the New York State Police, JOHN J. FLYNN, in his official capacity as District Attorney for the County of Erie, New York, Defendants. The Clerk is further directed to amend the short title in this action to be as follows: Christian, et al., v. Bruen, et al. SO ORDERED. Issued by Hon. John L. Sinatra, Jr. on                 |



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|            |                    | 9/29/2022. (KLH) (Entered: 09/29/2022)  |
| 09/29/2022 | <a href="#">22</a> | NOTICE of Appearance by Kenneth R. Kirby on behalf of John J. Flynn (Kirby, Kenneth) (Entered: 09/29/2022)  |
| 09/29/2022 | <a href="#">23</a> | ANSWER to <a href="#">1</a> Complaint, <i>with Jury Demand</i> by John J. Flynn.(Kirby, Kenneth) (Entered: 09/29/2022)  |
| 09/30/2022 | <a href="#">24</a> | CERTIFICATE OF SERVICE by John Boron, Brett Christian, Firearms Policy Coalition, Inc., Second Amendment Foundation <i>re: Status Conference Text Order and motion papers</i> (Rotsko, Nicolas) (Entered: 09/30/2022)   |
| 10/03/2022 | <a href="#">25</a> | NOTICE of Appearance by Ryan Lane Belka on behalf of Kevin P. Bruen (Belka, Ryan) (Entered: 10/03/2022)   |
| 10/03/2022 | <a href="#">26</a> | Minute Entry for proceedings held before Hon. John L. Sinatra, Jr.: Status Conference held on 10/3/2022 re <a href="#">19</a> Plaintiffs' Motion for Preliminary Injunction. Court sets briefing schedule. Defendants' opposition papers due 11/4/2022. Plaintiffs' reply due 11/18/2022. Parties to appear for argument on 11/22/2022 at 2:00 PM. Defendant Bruen's deadline to file an answer or motion to dismiss is extended to 11/4/2022.<br><br>Appearances. For plaintiffs: Nicolas Rotsko. For defendant Flynn: Kenneth Kirby. For defendant Bruen: Ryan Belka. (Court Reporter Bonnie Weber) (KLH) (Entered: 10/03/2022) |
| 10/07/2022 | <a href="#">27</a> | PLAINTIFFS' STATUS REPORT re the TRO issued in <i>Antonyuk v. Hochul</i> (NDNY). (Attachments: # <a href="#">1</a> Exhibit) (KLH) (Entered: 10/07/2022)   |
| 10/18/2022 | <a href="#">28</a> | RESPONSE to Motion re <a href="#">19</a> MOTION for Preliminary Injunction <i>Affidavit in Response to Plaintiffs' Motion for a Preliminary Injunction/Temporary Restraining Order</i> filed by John J. Flynn. (Kirby, Kenneth) (Entered: 10/18/2022)   |
| 10/29/2022 | <a href="#">29</a> | TEXT ORDER granting <a href="#">43</a> motion for leave to file amicus brief. Everytown for Gun Safety may file its proposed brief (Dkt. 45-1) by 10:00 am on Monday, October 31, 2022, but may not present evidence or participate in oral arguments or any hearing. SO ORDERED. Issued by Hon. John L. Sinatra, Jr. on 10/29/2022. (Entered: 10/29/2022)  |
| 10/29/2022 | <a href="#">30</a> | TEXT ORDER vacating the Text Order issued at Dkt. 29. SO ORDERED. Issued by Hon. John L. Sinatra, Jr. on 10/29/22. (MEM) (Entered: 10/29/2022)  |
| 11/01/2022 | <a href="#">31</a> | MOTION for Leave to File Excess Pages by Steven A. Nigrelli. (Attachments: # <a href="#">1</a> Declaration of Ryan L. Belka, Esq.)(Belka, Ryan) (Entered: 11/01/2022)   |
| 11/02/2022 | <a href="#">32</a> | TEXT ORDER granting <a href="#">31</a> Motion for Leave to File Excess Pages. SO ORDERED. Issued by Hon. John L. Sinatra, Jr. on 11/2/22. (MEM) (Entered: 11/02/2022)   |
| 11/04/2022 | <a href="#">33</a> | MEMORANDUM in Opposition re <a href="#">19</a> MOTION for Preliminary Injunction filed by Steven A. Nigrelli. (Attachments: # <a href="#">1</a> Declaration of Ryan L. Belka, Esq., # <a href="#">2</a> Exhibit (s) 1-11 re Private Property, # <a href="#">3</a> Exhibit (s) 12-45 re Parks, # <a href="#">4</a> Exhibit (s) 46-64 re Parks)(Belka, Ryan) (Entered: 11/04/2022)  |
| 11/04/2022 | <a href="#">34</a> | CONTINUATION OF EXHIBITS to <a href="#">33</a> Memorandum in Opposition to Motion, <i>Exhibit 65 re Parks</i> . (Belka, Ryan) (Entered: 11/04/2022)   |

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| 11/04/2022 | <a href="#">35</a> | CONTINUATION OF EXHIBITS to <a href="#">33</a> Memorandum in Opposition to Motion, <i>Exhibits 66-78 re Parks</i> . (Attachments: # <a href="#">1</a> Exhibit (s) re Public Transportation, # <a href="#">2</a> Declaration of Dr. Brennan Rivas, PhD with Exhibits A-B, # <a href="#">3</a> Declaration of David J. State, Esq.)(Belka, Ryan) (Entered: 11/04/2022)  |
| 11/04/2022 | <a href="#">36</a> | NOTICE of Appearance by James M. Thompson on behalf of Steven A. Nigrelli (Thompson, James) (Entered: 11/04/2022)   |
| 11/07/2022 | 37                 | TEXT ORDER: The parties shall appear for a status conference on 11/10/2022 at 1:30 PM regarding the preliminary injunction hearing. Parties may appear in person or by telephone for the status conference. SO ORDERED. Issued by Hon. John L. Sinatra, Jr. on 11/7/2022. (KLH) (Entered: 11/07/2022)   |
| 11/09/2022 | <a href="#">38</a> | MOTION for Leave to File Excess Pages by Brett Christian, Firearms Policy Coalition, Inc., Second Amendment Foundation. (Attachments: # <a href="#">1</a> Declaration in Support of Motion for Leave to File Excess Pages)(Rotsko, Nicolas) (Entered: 11/09/2022)   |
| 11/10/2022 | 39                 | TEXT ORDER granting <a href="#">38</a> Motion for Leave to File Excess Pages. SO ORDERED. Issued by Hon. John L. Sinatra, Jr. on 11/10/22. (MEM) (Entered: 11/10/2022)  |
| 11/10/2022 | 40                 | Minute Entry for proceedings held before Hon. John L. Sinatra, Jr.: Status Conference held on 11/10/2022 re the preliminary injunction hearing. Parties advise the Court that a deposition of Mr. Christian is scheduled and, as such, live testimony at the preliminary injunction hearing is not needed. Plaintiffs' reply memorandum is forthcoming. Mr. Belka to notify the court if sur-reply is needed.<br><br>Appearances. For plaintiffs: Nicolas Rotsko and John Tienken (by teleconference). For defendant Nigrelli: Ryan Belka and James Thompson (by teleconference). For defendant Flynn: Kenneth Kirby (by teleconference). (Court Reporter Bonnie Weber) (KLH) (Entered: 11/10/2022) |
| 11/11/2022 | <a href="#">41</a> | MOTION for Leave to File <i>Amicus Brief</i> by Everytown for Gun Safety.(Taylor, William) (Entered: 11/11/2022)  |
| 11/11/2022 | <a href="#">42</a> | MEMORANDUM IN SUPPORT re <a href="#">41</a> MOTION for Leave to File <i>Amicus Brief</i> byEverytown for Gun Safety. (Taylor, William) (Entered: 11/11/2022)  |
| 11/11/2022 | <a href="#">43</a> | DECLARATION signed by William J. Taylor, Jr. re <a href="#">41</a> MOTION for Leave to File <i>Amicus Brief</i> filed by Everytown for Gun Safety . (Attachments: # <a href="#">1</a> Exhibit A -- Proposed Amicus Brief)(Taylor, William) (Entered: 11/11/2022)  |
| 11/12/2022 | 44                 | TEXT ORDER granting <a href="#">41</a> MOTION for Leave to File Amicus Brief. Everytown for Gun Safety may file its proposed brief (Dkt. 43-1) by Monday, November 14, 2022, but may not present evidence or participate in oral arguments or any hearing. SO ORDERED. Issued by Hon. John L. Sinatra, Jr. on 11/12/22. (Entered: 11/12/2022)   |
| 11/12/2022 | <a href="#">45</a> | MEMORANDUM/BRIEF of <i>Amicus Curiae</i> by Everytown for Gun Safety. (Taylor, William) (Entered: 11/12/2022)   |
| 11/18/2022 | <a href="#">46</a> | REPLY to Response to Motion re <a href="#">19</a> MOTION for Preliminary Injunction filed by Brett Christian, Firearms Policy Coalition, Inc., Second Amendment Foundation. (Attachments: # <a href="#">1</a> Declaration of Exhibits in Support of Reply, # <a href="#">2</a> Exhibit 1 - 5, # <a href="#">3</a> Exhibit 6 - 10, # <a href="#">4</a> Exhibit 11 - 15, # <a href="#">5</a> Exhibit 16 - 20, # <a href="#">6</a> Exhibit 21 - 25, # <a href="#">7</a> Exhibit  |

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|            |                    | 26 - 30)(Thompson, David) (Entered: 11/18/2022)   |
| 11/21/2022 | <a href="#">47</a> | REPLY/RESPONSE to re <a href="#">46</a> Reply to Response to Motion, <a href="#">19</a> MOTION for Preliminary Injunction filed by Steven A. Nigrelli. (Attachments: # <a href="#">1</a> Declaration of Ryan L. Belka, Esq. with Exhibit 1 (Transcript of the Deposition of Brett Christian dated November 16, 2022))(Belka, Ryan) (Entered: 11/21/2022)  |
| 11/22/2022 | <a href="#">48</a> | Minute Entry for proceedings held before Hon. John L. Sinatra, Jr.: Oral Argument held on 11/22/2022 re Plaintiffs' <a href="#">19</a> motion for preliminary injunction. Court requests supplemental briefing from the parties specific to irreparable harm as to public parks and transportation. Submissions due 12/2/2022. Court reserves decision on that part of the motion. Written decision on the remaining parts of motion to follow.<br><br>Appearances. For plaintiffs: John Tienken, Pete Patterson, and Nicolas Rotsko. For defendant Nigrelli: Ryan Belka. For defendant Flynn: Kenneth Kirby. (Court Reporter Bonnie Weber)(KLH) (Entered: 11/22/2022)  |
| 11/22/2022 | <a href="#">49</a> | DECISION AND ORDER granting Plaintiffs' motion for a preliminary injunction: Defendants and their officers, agents, servants, employees, and all persons in concert or participation with them who receive notice of this preliminary injunction, are enjoined, effective immediately, from enforcing all of N.Y. Pen. L. § 265.01-d with respect to private property open to the public, and their regulations, policies, and practices implementing it; this preliminary injunction shall remain in effect pending disposition of the case on the merits; and no bond shall be required. The portions of Plaintiffs' motion addressing public parks and public transportation will be addressed in a subsequent decision. Signed by Hon. John L. Sinatra, Jr. on 11/22/2022.<br><br><b>Please note: This docket entry does not contain every detail of this order. It is your responsibility to read and download the pdf of this document for reference.</b> (KLH) (Entered: 11/22/2022) |
| 11/23/2022 | <a href="#">50</a> | NOTICE OF APPEAL as to <a href="#">49</a> Order,,, by Steven A. Nigrelli. Filing fee \$ 505, receipt number ANYWDC-4731684. (Belka, Ryan) (Entered: 11/23/2022)   |
| 11/23/2022 | <a href="#">51</a> | DESIGNATION of Record on Appeal by Steven A. Nigrelli re <a href="#">50</a> Notice of Appeal CLERK TO FOLLOW UP (Belka, Ryan) (Entered: 11/23/2022)   |
| 11/23/2022 | <a href="#">52</a> | CLERKS CERTIFICATE filed and electronically sent to Court of Appeals re <a href="#">51</a> DESIGNATION of Record on Appeal. (CGJ) (Entered: 11/23/2022)   |
| 12/02/2022 | <a href="#">53</a> | MEMORANDUM in Support re <a href="#">19</a> MOTION for Preliminary Injunction <i>Supplemental Brief</i> filed by Brett Christian, Firearms Policy Coalition, Inc., Second Amendment Foundation. (Thompson, David) (Entered: 12/02/2022)   |
| 12/02/2022 | <a href="#">54</a> | MEMORANDUM in Opposition re <a href="#">19</a> MOTION for Preliminary Injunction <i>Supplemental Brief</i> filed by Steven A. Nigrelli. (Attachments: # <a href="#">1</a> Declaration of Ryan L. Belka, Esq. with Exhibit A)(Belka, Ryan) (Entered: 12/02/2022)   |
| 12/09/2022 | <a href="#">55</a> | Letter filed by Steven A. Nigrelli as to John J. Flynn, Steven A. Nigrelli <i>on consent, requesting an extension of the Answer deadline.</i> (Belka, Ryan) (Entered: 12/09/2022)   |
| 12/09/2022 | <a href="#">56</a> | NOTICE OF FILING OF OFFICIAL TRANSCRIPT of Proceedings held on November 22, 2022, before Judge the Honorable John L. Sinatra, Jr., Court Reporter/Transcriber Bonnie S. Weber, Bonnie_Weber@nywd.uscourts.gov. Transcript may be  |

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|            |                    | viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date, it may be obtained through PACER. Redaction Request due 1/3/2023. Redacted Transcript Deadline set for 1/9/2023. Release of Transcript Restriction set for 3/9/2023. (BSW) (Entered: 12/09/2022)   |
| 12/12/2022 | 57                 | TEXT ORDER. The request set forth in the <a href="#">55</a> Letter filed by Steven A. Nigrelli is granted. SO ORDERED. Issued by Hon. John L. Sinatra, Jr. (MEM) (Entered: 12/12/2022)   |
| 12/14/2022 | <a href="#">58</a> | ORDER of USCA as to <a href="#">50</a> Notice of Appeal filed by Steven A. Nigrelli; ORDERED that the motion for a stay pending appeal is GRANTED and the district court's November 22 order is STAYED pending the resolution of this appeal. (SG) (Entered: 12/14/2022)   |
| 12/14/2022 |                    | NOTICE OF HEARING: Status Conference set for 12/19/2022 at 2:30 PM in Chautauqua Courtroom, 8th Floor East, 2 Niagara Square, Buffalo, NY before Hon. John L. Sinatra, Jr. Parties may appear in person or contact chambers for teleconference accommodations. (KLH) (Entered: 12/14/2022)   |
| 12/14/2022 |                    | RESCHEDULING NOTICE (TIME CHANGE ONLY): Status Conference RESCHEDULED for 12/19/2022 at 3:00 PM in Chautauqua Courtroom, 8th Floor East, 2 Niagara Square, Buffalo, NY before Hon. John L. Sinatra, Jr. Parties may appear in person or contact chambers for teleconference accommodations. (KLH) (Entered: 12/14/2022)  |
| 12/19/2022 | 59                 | Minute Entry for proceedings held before Hon. John L. Sinatra, Jr.: Status conference held on 12/19/2022. Court hears the parties' positions as to the remaining portions of Plaintiffs' motion for a preliminary injunction, in light of the 2nd Circuit's stays of preliminary injunctions, and the propriety of a stay of remaining portions of the motion.<br><br>Appearances (partially by teleconference). For plaintiffs: John Tienken and Nicolas Rotsko. For defendant Nigrelli: Ryan Belka and James Thompson. For defendant Flynn: Kenneth Kirby. (Court Reporter Bonnie Weber) (KLH) (Entered: 12/19/2022)   |
| 12/21/2022 | 60                 | TEXT ORDER. The portions of Plaintiffs' Motion for Preliminary Injunction (Dkt. 19) addressing provisions of the Concealed Carry Improvement Act pertaining to public parks and public transportation remain outstanding before this Court. <i>See</i> Dkt. 49. In light of the handling of those provisions by Judge Suddaby in his November 7, 2022, Decision and Preliminary Injunction in <i>Antonyuk v. Hochul</i> , No. 22-CV-986, 2022 WL 16744700 (N.D.N.Y. Nov. 7, 2022), and the Second Circuit's stay thereof pending appeal entered on November 15, 2022, this Court hereby STAYS the resolution of those portions of Plaintiffs' Motion for Preliminary Injunction (Dkt. 19), in the interests of judicial economy, pending resolution of the appeal in <i>Antonyuk</i> as to these issues. <i>See McCracken v. Verisma Sys., Inc.</i> , No. 6:14-CV-06248, 2018 WL 4233703, at *2 (W.D.N.Y. Sept. 6, 2018) ("It is within the sound discretion of a district court to enter a stay pending the outcome of independent proceedings that are likely to affect a case on its calendar") (citations omitted). The parties shall file a status report every 60 days until this Court lifts the stay imposed herein. The first status report is due February 21, 2023.<br><br><i>If the parties believe this Court's stay should be expanded to encompass all aspects of</i> |

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|            |                    | <p><i>this case (except this Court's Preliminary Injunction as to the private property provision, currently on appeal to the Second Circuit), the parties may submit letter motions on that issue.</i></p> <p>SO ORDERED. Issued by Hon. John L. Sinatra, Jr. on 12/21/2022. (KLH) (Entered: 12/21/2022)</p> |
| 02/21/2023 | <a href="#">61</a> | STATUS REPORT by Brett Christian, Firearms Policy Coalition, Inc., Second Amendment Foundation. (Rotsko, Nicolas) (Entered: 02/21/2023)  |
| 04/21/2023 | <a href="#">62</a> | STATUS REPORT <i>April 2023</i> by Brett Christian, Firearms Policy Coalition, Inc., Second Amendment Foundation. (Rotsko, Nicolas) (Entered: 04/21/2023)  |
| 06/26/2023 | <a href="#">63</a> | STATUS REPORT by Brett Christian, Firearms Policy Coalition, Inc., Second Amendment Foundation. (Rotsko, Nicolas) (Entered: 06/26/2023)  |
| 07/08/2023 | <a href="#">64</a> | <p>NOTICE of Withdrawal of Attorney: John W. Tienken no longer appearing for Plaintiffs Brett Christian, Firearms Policy Coalition, Inc., Second Amendment Foundation.</p> <p><b>CLERK TO FOLLOW UP.</b></p> <p>(Thompson, David) (Entered: 07/08/2023)</p>  |
| 08/22/2023 | <a href="#">65</a> | STATUS REPORT by Brett Christian, Firearms Policy Coalition, Inc., Second Amendment Foundation. (Rotsko, Nicolas) (Entered: 08/22/2023)  |
| 10/12/2023 | <a href="#">66</a> | NOTICE of Appearance by Morgann Obrochta on behalf of John J. Flynn (Obrochta, Morgann) (Entered: 10/12/2023)  |
| 10/27/2023 | <a href="#">67</a> | STATUS REPORT by Firearms Policy Coalition, Inc., Second Amendment Foundation. (Rotsko, Nicolas) (Entered: 10/27/2023)   |
| 12/19/2023 | <a href="#">68</a> | STATUS REPORT <i>on behalf of all parties</i> by Brett Christian, Firearms Policy Coalition, Inc., Second Amendment Foundation. (Rotsko, Nicolas) (Entered: 12/19/2023)  |
| 12/20/2023 | 69                 | TEXT ORDER re <a href="#">68</a> Status Report. The request set forth in the <a href="#">68</a> status report is granted. As such, the parties shall submit a joint status report by January 18, 2024. SO ORDERED. Issued by Hon. John L. Sinatra, Jr. on 12/20/23. (MEM) (Entered: 12/20/2023)              |
| 01/02/2024 | <a href="#">70</a> | MANDATE of USCA as to <a href="#">50</a> Notice of Appeal filed by Steven A. Nigrelli; ORDERED, ADJUDGED and DECREED that the preliminary injunction enjoining enforcement of § 265.01-d with respect to private property open to the public is AFFIRMED. (SG) (Entered: 01/02/2024)                         |
| 01/18/2024 | <a href="#">71</a> | STATUS REPORT <i>JOINT</i> by Steven A. Nigrelli. (Belka, Ryan) (Entered: 01/18/2024)  |
| 01/19/2024 |                    | NOTICE OF HEARING: Status Conference set for 1/25/2024 at 10:15 AM in Chautauqua Courtroom, 8th Floor East, 2 Niagara Square, Buffalo, NY before Hon. John L. Sinatra, Jr. Parties may appear by teleconference. (KLH) (Entered: 01/19/2024)   |



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| 01/25/2024 | 72                 | <p>Minute Entry for proceedings held before Hon. John L. Sinatra, Jr.: Status conference held on 1/25/2024. State defendant seeks a stay on the public transportation provision, pending the Second Circuit's forthcoming decision in Frey v. Chiumento. Plaintiffs oppose the stay. Court grants the request to extend the stay, pending the Circuit's decision. Court sets briefing schedule for Plaintiffs' summary judgment motion. Motion due 3/1/2024. Defendants' responses and cross motions due 5/31/2024. Plaintiff's replies and responses to cross motions due 7/15/2024. Defendants' replies due 8/16/2024. Oral argument set for 9/12/2024 at 9:30 AM.</p> <p>Appearances by teleconference. For plaintiffs: Nicolas Rotsko. For NY State Defendant: Ryan Belka (in person) and James Thompson. For Erie County defendant: Jeremy Toth. (Court Reporter Bonnie Weber) (KLH) Modified on 1/26/2024 to correct typo. (KLH) (Entered: 01/26/2024)</p>                      |
| 03/01/2024 | <a href="#">73</a> | <p>MOTION for Summary Judgment by Brett Christian, Firearms Policy Coalition, Inc., Second Amendment Foundation. (Attachments: # <a href="#">1</a> Memorandum in Support of Motion for Summary Judgment, # <a href="#">2</a> Appendix of Historical Laws, # <a href="#">3</a> Statement of Undisputed Facts, # <a href="#">4</a> Appendix to L.R.56 Statement of Undisputed Material Facts) (Thompson, David) (Entered: 03/01/2024)</p>   |
| 05/29/2024 | <a href="#">74</a> | <p>MOTION for Leave to File Excess Pages [<i>Unopposed</i>] by Kevin P. Bruen. (Attachments: # <a href="#">1</a> Declaration of Ryan L. Belka, Esq.)(Belka, Ryan) (Entered: 05/29/2024)</p>   |
| 05/29/2024 | <a href="#">75</a> | <p>AMENDED DOCUMENT by Kevin P. Bruen. Amendment to <a href="#">74</a> MOTION for Leave to File Excess Pages [<i>Unopposed</i>] <i>Amended Declaration of Ryan L. Belka, Esq. [fix a typo]</i>. (Belka, Ryan) (Entered: 05/29/2024)</p>   |
| 05/30/2024 | 76                 | <p>TEXT ORDER. The request set forth at Dkt. 75 is GRANTED. SO ORDERED. Issued by Hon. John L. Sinatra, Jr. on 5/30/24. (MEM) (Entered: 05/30/2024)</p>   |
| 05/31/2024 | <a href="#">77</a> | <p>MOTION for Summary Judgment <i>and in Opposition to Plaintiff's Motion for Summary Judgment [ECF No. 73]</i> by Kevin P. Bruen. (Attachments: # <a href="#">1</a> Memorandum in Support and in Opposition to Plaintiff's Motion for Summary Judgment, # <a href="#">2</a> Statement of Undisputed Facts and Opposition to Plaintiff's Statement of Undisputed Facts, # <a href="#">3</a> Declaration Dr. Terence Young, # <a href="#">4</a> Declaration Inv. Joseph Barill, # <a href="#">5</a> Declaration of Ryan L. Belka, Esq., # <a href="#">6</a> Exhibit 1-10, # <a href="#">7</a> Exhibit 11-20, # <a href="#">8</a> Exhibit 21-30, # <a href="#">9</a> Exhibit 31-40, # <a href="#">10</a> Exhibit 41-50, # <a href="#">11</a> Exhibit 51-60, # <a href="#">12</a> Exhibit 61-65, # <a href="#">13</a> Exhibit 66-70, # <a href="#">14</a> Exhibit 71-80, # <a href="#">15</a> Exhibit 81-90, # <a href="#">16</a> Exhibit 91-100)(Belka, Ryan) (Entered: 05/31/2024)</p> |
| 06/03/2024 |                    | <p>E-Filing Notification: <a href="#">77</a> MOTION for Summary Judgment to be refiled, filing party and electronically selected party do not match. (SG) (Entered: 06/03/2024)</p>   |
| 06/03/2024 | 78                 | <p>TEXT ORDER directing the Clerk of Court to amend the case caption and the short title of this action to reflect the substitution of Steven G. James as the Superintendent of the New York State Police, in place of the former Superintendent, Kevin P. Bruen. Issued by Hon. John L. Sinatra, Jr. on 6/3/2024. (KLH) (Entered: 06/03/2024)</p>  |
| 07/11/2024 | <a href="#">79</a> | <p>MOTION for Leave to File Excess Pages by Brett Christian, Firearms Policy Coalition, Inc., Second Amendment Foundation. (Attachments: # <a href="#">1</a> Exhibit Declaration in Support of Motion for Leave to File Excess Pages)(Patterson, Peter) (Entered: 07/11/2024)</p>   |

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| 07/12/2024 | <a href="#">80</a> | TEXT ORDER granting <a href="#">79</a> Motion for Leave to File Excess Pages. SO ORDERED. Issued by Hon. John L. Sinatra, Jr. on 7/12/24. (MEM) (Entered: 07/12/2024)  |
| 07/15/2024 | <a href="#">81</a> | MEMORANDUM in Opposition re <a href="#">77</a> MOTION for Summary Judgment <i>and in Opposition to Plaintiff's Motion for Summary Judgment [ECF No. 73] and Reply in Support of their Cross-Motion for Summary Judgment [D.E. 73]</i> filed by Brett Christian, Firearms Policy Coalition, Inc., Second Amendment Foundation. (Attachments: # <a href="#">1</a> Exhibit Supplemental Declaration of Brett Christian in Opposition to Defendants' Motion for Summary Judgment)(Thompson, David) (Entered: 07/15/2024)   |
| 07/15/2024 | <a href="#">82</a> | REPLY/RESPONSE to re <a href="#">77</a> MOTION for Summary Judgment <i>and in Opposition to Plaintiff's Motion for Summary Judgment [ECF No. 73] Opposing Statement of Material Facts</i> filed by Brett Christian, Firearms Policy Coalition, Inc., Second Amendment Foundation. (Attachments: # <a href="#">1</a> Declaration of Peter A. Patterson, # <a href="#">2</a> Exhibit 1 - U.S. Census Bureau QuickFacts Cheektowaga CDP, New York, # <a href="#">3</a> Exhibit 2 - U.S. Census Bureau QuickFacts New York city, New York, # <a href="#">4</a> Exhibit 3 - U.S. Census Bureau QuickFacts Buffalo city, New York, # <a href="#">5</a> Exhibit 4 - Understanding Population Density, # <a href="#">6</a> Exhibit 5 - Losson Road Map, # <a href="#">7</a> Exhibit 6 - Losson Road Street View, # <a href="#">8</a> Exhibit 7 - Como Park Blvd, # <a href="#">9</a> Exhibit 8 - Como Park Blvd Street View, # <a href="#">10</a> Exhibit 9 - Aerial View of Hiking Areas in Stiglmeier, # <a href="#">11</a> Exhibit 10 - Town of Cheektowaga Website, # <a href="#">12</a> Exhibit 11 - Cheektowaga Suburb of Buffalo, # <a href="#">13</a> Exhibit 12 - Harris Hill Town and Park NY State, # <a href="#">14</a> Exhibit 13 - Map of Harris Hill State Forest, # <a href="#">15</a> Exhibit 14 - Urban Area Criteria for the 2020 Census, # <a href="#">16</a> Exhibit 15 - Census Block Overlay Images, # <a href="#">17</a> Exhibit 16 - Google Earth Images (parks at issue))(Thompson, David) (Entered: 07/15/2024) |
| 08/07/2024 | <a href="#">83</a> | **DOCUMENT IS VACATED, SEE <a href="#">87</a> USCA ORDER**ORDER of USCA recalling the Mandate and reinstating the appeal as to <a href="#">50</a> Notice of Appeal filed by Steven G. James. (SG) Modified on 9/3/2024 (SG). (Entered: 08/07/2024)   |
| 08/09/2024 | <a href="#">84</a> | TEXT ORDER. By August 16, 2024, the parties shall submit a status report discussing what, if any, impact the <a href="#">83</a> ORDER of USCA recalling the Mandate and reinstating the appeal has on the open issues in this case. The parties should specifically address whether and when supplemental briefing on the pending motions for summary judgment is necessary. SO ORDERED. Issued by Hon. John L. Sinatra, Jr. (MEM) (Entered: 08/09/2024)   |
| 08/12/2024 | <a href="#">85</a> | STATUS REPORT by Steven G. James. (Belka, Ryan) (Entered: 08/12/2024)  |
| 08/16/2024 | <a href="#">86</a> | REPLY to Response to Motion re <a href="#">77</a> MOTION for Summary Judgment <i>and in Opposition to Plaintiff's Motion for Summary Judgment [ECF No. 73]</i> filed by Steven G. James. (Thompson, James) (Entered: 08/16/2024)   |
| 08/20/2024 |                    | Remark: Party Defendant John J. Flynn has been updated to reflect Michael J. Keane as the Erie County District Attorney. (KLH) (Entered: 08/20/2024)   |
| 09/03/2024 | <a href="#">87</a> | ORDER of USCA that the August 7, 2024 orders recalling the mandates and directing the parties to submit supplemental briefing is VACATED, and the mandate in each of the cases listed in this order is REINSTATED.(SG) (Entered: 09/03/2024)   |
| 09/05/2024 | <a href="#">88</a> | MOTION to appear pro hac vice <i>William V. Bergstrom</i> ( Filing fee \$ 200 receipt number ANYWDC-5273302.) by Brett Christian, Firearms Policy Coalition, Inc.,   |

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|            |                    | Second Amendment Foundation. (Attachments: # <a href="#">1</a> Sponsoring Affidavit, # <a href="#">2</a> Petition for Pro Hac of William V. Bergstrom, # <a href="#">3</a> Attorney's Oath, # <a href="#">4</a> WDNV Civility Principles Oath, # <a href="#">5</a> Registration Form)(Rotsko, Nicolas) (Entered: 09/05/2024)  |
| 09/05/2024 | <a href="#">89</a> | MOTION for Waiver of Local Counsel Requirement by Brett Christian, Firearms Policy Coalition, Inc., Second Amendment Foundation. (Attachments: # <a href="#">1</a> Declaration of Nicolas J. Rotsko)(Rotsko, Nicolas) (Entered: 09/05/2024)   |
| 09/06/2024 | 90                 | TEXT ORDER granting <a href="#">88</a> Motion for Pro Hac Vice. Issued by Hon. John L. Sinatra, Jr. on 9/6/2024. (KLH)<br><br><b>Clerk to Follow up</b> (Entered: 09/06/2024)   |
| 09/06/2024 | 91                 | TEXT ORDER granting <a href="#">89</a> Motion for Waiver of Local Counsel Requirement. Issued by Hon. John L. Sinatra, Jr. on 9/6/2024. (KLH) (Entered: 09/06/2024)   |
| 09/12/2024 | 92                 | Minute Entry for proceedings held before Hon. John L. Sinatra, Jr.: Oral Argument held on 9/12/2024 re the Plaintiffs' <a href="#">73</a> summary judgment motion and Defendant James's <a href="#">77</a> cross motion. Court directs parties to provide supplemental briefing regarding organizational plaintiffs. Letter submissions acceptable. Plaintiffs' supplement due 9/26/2024. Defendants' submission due 10/3/2024. Court's written decision on the motions to follow.<br><br>Appearances. For plaintiffs: William Bergstrom. For NY State Defendant: James Thompson and Ryan Belka. For Erie County defendant: Erin Molisani. (Court Reporter Bonnie Weber) (KLH) Modified on 9/25/2024 to correct the date of the proceeding. (KLH) (Entered: 09/12/2024) |
| 09/13/2024 | <a href="#">93</a> | Letter filed by Steven G. James <i>enclosing historical statutes requested at oral argument</i> . (Attachments: # <a href="#">1</a> Exhibit 1 - 1771 New Jersey Law, # <a href="#">2</a> Exhibit 2 - 1790 Massachusetts Law)(Thompson, James) (Entered: 09/13/2024)   |
| 09/25/2024 |                    | E-Filing Notification re 92 Minute Entry for proceedings held before Hon. John L. Sinatra, Jr.: Entry modified on 9/25/2024 to correct the date of the proceeding to 9/12/2024 (incorrectly entered as 9/11/2024). (KLH) (Entered: 09/25/2024)  |
| 09/26/2024 | <a href="#">94</a> | Letter filed by Brett Christian, Firearms Policy Coalition, Inc., Second Amendment Foundation <i>In Response to Minute Entry, Doc. 92</i> . (Thompson, David) (Entered: 09/26/2024)   |
| 10/01/2024 | <a href="#">95</a> | NOTICE OF FILING OF OFFICIAL TRANSCRIPT of Proceedings held on September 12, 2024, before District Judge, the Honorable John L. Sinatra, Jr. Court Reporter/Transcriber Bonnie S. Weber, Bonnie_Weber@nywd.uscourts.gov. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date, it may be obtained through PACER. Redaction Request due 10/22/2024. Redacted Transcript Deadline set for 11/1/2024. Release of Transcript Restriction set for 12/30/2024. (BSW) (Entered: 10/01/2024)  |
| 10/03/2024 | <a href="#">96</a> | USCA ORDER taxing costs, Judgment Index Record entered in favor of Firearms Policy Coalition, Inc., Second Amendment Foundation, Brett Christian against Michael J. Keane, Steven G. James. Signed by Catherine O'Hagan Wolfe, Clerk Second Circuit Court of Appeals on 10/2/24. (SG) (Entered: 10/03/2024)   |



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| 10/03/2024 | <a href="#">97</a>  | Letter filed by Steven G. James <i>Pursuant to the Court's September 12, 2024 Order, ECF No. 92.</i> (Attachments: # <a href="#">1</a> Exhibit A - Excerpt Containing General Sickles' Order Disregarding The Code)(Thompson, James) (Entered: 10/03/2024)  |
| 10/10/2024 | <a href="#">98</a>  | <p>PARTIAL SUMMARY JUDGMENT ORDER granting Plaintiff's <a href="#">73</a> motion with respect to the State's restriction on private property open to the public; and denying Defendants' <a href="#">77</a> motion as to this issue. <b>Please note: This docket entry does not contain every detail of this order. It is your responsibility to read and download the pdf of this document for reference.</b></p> <p>Defendants and their officers, agents, servants, employees, and all persons in concert or participation with them who receive notice of this Order are permanently enjoined, effectively immediately, from enforcing N.Y. Pen. L. § 265.01-d with respect to private property open to the public, and their regulations, policies, and practices implementing it;</p> <p>The remaining aspects of the parties' motions at Dkt. 73 and Dkt. 77-including as to the public parks restriction (N.Y. Penal L. § 265.01e(2)(d))-are held in abeyance pending further order from this Court;</p> <p>Defendants' request for a stay pending appeal is denied. Signed by Hon. John L. Sinatra, Jr. on 10/10/2024. (KLH) (Main Document 98 replaced/modified on 10/10/2024 to correct the filed date stamp on the first page.) (KLH) (Entered: 10/10/2024)</p> |
| 10/24/2024 | <a href="#">99</a>  | NOTICE OF APPEAL as to <a href="#">98</a> Order,,,, by Steven G. James. Filing fee \$ 605, receipt number ANYWDC-5315295. (Thompson, James) (Entered: 10/24/2024)   |
| 11/07/2024 | <a href="#">100</a> | DESIGNATION of Record on Appeal by Steven G. James re <a href="#">99</a> Notice of Appeal CLERK TO FOLLOW UP (Belka, Ryan) (Entered: 11/07/2024)  |
| 11/07/2024 | <a href="#">101</a> | CLERKS CERTIFICATE filed and electronically sent to Court of Appeals re <a href="#">100</a> Designation of Record on Appeal/Index. (SG) (Entered: 11/07/2024)   |
| 11/18/2024 | 102                 | TEXT ORDER. By November 29, 2024, the parties shall file a status report discussing the impact of the Second Circuit's October 24, 2024 decision in <i>Antonyuk v. James</i> , Docket Nos. 22-2908(L), 22-2972(Con), on the open issues in this case. SO ORDERED. Issued by Hon. John L. Sinatra, Jr. (MEM) (Entered: 11/18/2024)   |
| 11/18/2024 | <a href="#">103</a> | Letter filed by Steven G. James <i>on behalf of all parties concerning the Antonyuk decision.</i> (Thompson, James) (Entered: 11/18/2024)   |
| 11/20/2024 | 104                 | TEXT ORDER. By November 27, 2024, the parties shall file a letter discussing whether this Court should await any potential certiorari petition in <i>Antonyuk</i> before addressing the cross motions on the parks issue. SO ORDERED. Issued by Hon. John L. Sinatra, Jr. (MEM) (Entered: 11/20/2024)   |
| 11/27/2024 | <a href="#">105</a> | Letter filed by Brett Christian, Firearms Policy Coalition, Inc., Second Amendment Foundation <i>in Response to the Court's Text Order, ECF No. 104.</i> (Thompson, David) (Entered: 11/27/2024)  |
| 01/08/2025 | <a href="#">106</a> | ORDER denying the balance of Plaintiffs' <a href="#">73</a> Motion for Summary Judgment (as to parks); granting Defendants' <a href="#">77</a> Corresponding Cross-Motion for Summary Judgment. Within 14 days, the parties shall submit a status report addressing what, if anything,  |

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|            |                     | remains in this case and what the next steps in this Court ought to be. Signed by Hon. John L. Sinatra, Jr. on 1/8/25. (SG) (Entered: 01/08/2025)   |
| 01/22/2025 | <a href="#">107</a> | Letter filed by Brett Christian, Firearms Policy Coalition, Inc., Second Amendment Foundation <i>in Response to the Court's January 8, 2025 Order, ECF No. 106.</i> (Rotsko, Nicolas) (Entered: 01/22/2025)   |
| 01/29/2025 | 108                 | <p>TEXT ORDER re: <a href="#">107</a> Letter. After reviewing the relevant record, the Court concludes that entry of judgment as to the parks claim is appropriate. <i>See</i> Fed. R. Civ. P. 54(b). First, Plaintiffs raise multiple claims against multiple parties. Second, the Court separately and finally determined Plaintiffs' claims with respect to the State's restrictions on private property open to the public, as well as in public parks, when it issued separate partial summary judgment orders as to those issues. <i>See</i> Dkt. 98 (as to private property open to the public); Dkt. 106 (as to public parks). Third, there is no just reason to delay entry of judgment now as to the parks claim, considering the amount of time this case has been pending and the likely amount of time it will take to finally resolve Plaintiffs' only remaining claim (as to public transportation). <i>See Linde v. Arab Bank, PLC</i>, 882 F.3d 314, 32223 (2d Cir. 2018) ("Rule 54(b) authorizes a district court to enter partial final judgment when three requirements have been satisfied: (1) there are multiple claims or parties, (2) at least one claim or the rights and liabilities of at least one party has been finally determined, and (3) the court makes an express determination that there is no just reason for delay of entry of final judgment as to fewer than all of the claims or parties involved in the action") (internal citation, alterations, and quotation marks omitted).</p> <p>As such, <b>the Clerk of Court shall enter judgment in favor of Defendants as to the State's restriction in public parks (N.Y. Penal L. § 265.01-e(2)(d)).</b> In addition, the parties shall submit a status report by March 28, 2025. SO ORDERED. Issued by Hon. John L. Sinatra, Jr. on 1/29/2025. (KLH)</p> <p><b>Clerk to Follow up</b> (Entered: 01/29/2025)</p> |
| 01/29/2025 | <a href="#">109</a> | INTERIM JUDGMENT in favor of Michael J. Keane, Steven G. James against Firearms Policy Coalition, Inc., Second Amendment Foundation, Brett Christian. Signed by Mary C. Loewenguth, Clerk of Court on 1/29/25. (SG) (Entered: 01/29/2025)   |
| 02/14/2025 | <a href="#">110</a> | NOTICE OF APPEAL as to <a href="#">109</a> Judgment by Brett Christian, Firearms Policy Coalition, Inc., Second Amendment Foundation. Filing fee \$ 605, receipt number ANYWDC-5406534. (Rotsko, Nicolas) (Entered: 02/14/2025)   |
| 02/18/2025 |                     | Pursuant to Local Rule 12.1 of the US Court of Appeals for the Second Circuit, Forms C and D must be completed within 14 days after the filing of a notice of appeal. Forms C and D can be obtained at <a href="http://www.ca2.uscourts.gov">www.ca2.uscourts.gov</a> . (CGJ) (Entered: 02/18/2025)   |
| 02/18/2025 |                     | Within 14 days of filing the Notice of Appeal, the appellant is required to electronically file with the District Court an index of filed documents it wishes the Court of Appeals to consider, called Designation of Record on Appeal. After receipt, the Clerks Office will certify and transmit the index to the Circuit. (CGJ) (Entered: 02/18/2025)  |